

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELVETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8135 of 2005

Between:

Palagiri Srinivasulu, s/o Venkateswarlu, r/o 5-123, Pothuraju

Mitta, Kandukur post & Mandal, Prakasam District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh rep., by Secretary, Social

Welfare (CV.2) Department, Secretariat, Hyderabad.

2 The Collector and District Magistrate, Prakasam District at

Ongole.

3 The District Education Officer, Prakasam District at Ongole.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ declaring that the action of the 1st respondent contained in Memo No.10282/CV.2/2004-1 dated 06-01-2005 rejecting to stay the order of the 2nd respondent in Proceedings Rc.C4/8734/94 dated 08-05-2004 pending disposal of the appeal before the 1st respondent, is arbitrary and illegal and direct the 1st respondent to decide the appeal of the petitioner against the order of the 2nd respondent dated 08-05-2004 without enforcing the order of the 2nd respondent dated 08-05-2004 and by continuing the petitioner in service as Teacher in Mandal Praja Parishad Elementary School.

Counsel for the Petitioner:MR.V.VENKATARAMANA

Counsel for the Respondent Nos.1 to 3: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following :

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ORDER:

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For declaring the action of the 1st respondent in issuing the Memo No.10282/CV.2/2004-1 dated 06-01-2005 rejecting to stay the order of the 2nd respondent in Proceedings Rc.C4/8734/94 dated 08-05-2004 pending disposal of the appeal, as arbitrary and illegal, the present writ petition is filed.

Admittedly, the subject matter for cancellation of the Social Status Certificate is pending consideration in the appeal before the first respondent and it has to take appropriate decision. Therefore, I feel it appropriate to dispose of the writ petition directing the first respondent to pass appropriate orders in the appeal within a period of two months from the date of receipt of a copy of this order. Till then, status quo with regard to the service of the petitioner as on today shall be maintained.

Accordingly, the Writ Petition is disposed of. No costs.

12-04-2005

To

1 The Secretary, Government of Andhra Pradesh, Social Welfare

(CV.2) Department, Secretariat, Hyderabad.

2 The Collector and District Magistrate, Prakasam District at

Ongole.

3 The District Education Officer, Prakasam District at Ongole.

4 Two CCs to the Government Pleader for Social Welfare, High Court Building, Hyderabad. (OUT).

5 Two C.D. copies.

sj

